

IC 36-2-19

Chapter 19. Filing of Surveys

IC 36-2-19-1

"Land surveyor" defined

Sec. 1. As used in this chapter, "land surveyor" means any of the following:

- (1) A land surveyor registered under IC 25-21.5.
- (2) An employee or subordinate of a land surveyor registered under IC 25-21.5.
- (3) An individual who is exempt from registration as a land surveyor under IC 25-21.5-3.

As added by P.L. 76-1989, SEC.4. Amended by P.L. 23-1991, SEC.37.

IC 36-2-19-2

"Original survey" defined

Sec. 2. As used in this chapter, "original survey" means a survey that is executed for the purpose of locating and describing real property that has not been previously described in documents conveying an interest in real property.

As added by P.L. 76-1989, SEC.4.

IC 36-2-19-3

"Retracement or record document survey" defined

Sec. 3. As used in this chapter, "retracement or record document survey" means a survey of real property that has been previously described in documents conveying an interest in that real property.

As added by P.L. 76-1989, SEC.4.

IC 36-2-19-4

Recording plat of survey; information included; filing ordinance; filing fee

Sec. 4. (a) If a land surveyor has prepared a plat of any original, retracement, or record document survey (not including Indiana surveyor location reports or other similar documents normally associated with a mortgage loan) the plat shall be recorded in the county recorder's office when:

- (1) a new tax parcel is created;
- (2) no survey has been previously recorded; or
- (3) the monuments, monument references, or the description varies from the last recorded survey of the parcel.

(b) The plat of survey described in subsection (a) must include the following:

- (1) The name of the owner or title holder according to the current county tax records at the time of recording (or the actual title holder if the land surveyor knows the tax records are not accurate).
- (2) The area of each surveyed tract.
- (3) A statement indicating the existence or absence of improvements on each surveyed tract.

(c) The county may enact an ordinance requiring that if plats of survey have been prepared the plats must be filed with the county surveyor's office. If such an ordinance is adopted and a plat of survey has been prepared, a notarized record executed by the surveyor of the filing (showing the name of the surveyor, the date of certification, the name of the owner of the surveyed parcel as described in subsection (b)(1), and a brief description of the surveyed parcel) must be recorded in the recorder's office. The ordinance shall establish a fee schedule for the filing of the plat.

As added by P.L.76-1989, SEC.4.

IC 36-2-19-5

Copy of plat to county auditor or surveyor

Sec. 5. A copy of any plat recorded in the recorder's office or filed in the surveyor's office under this chapter must be provided to the county auditor or the county surveyor, if this action is authorized by county ordinance for the maintenance of the plat book under IC 6-1.1-5-1.

As added by P.L.76-1989, SEC.4.

IC 36-2-19-6

Filing fee disposition

Sec. 6. If the plat described in section 4 of this chapter is filed in the county surveyor's office under a county ordinance, the filing fee shall be deposited in the county surveyor's corner perpetuation fund.

As added by P.L.76-1989, SEC.4.

IC 36-2-19-7

Duplicate plat copy to township assessor

Sec. 7. In a township in which IC 6-1.1-5-9 or IC 6-1.1-5-9.1 applies, the county surveyor shall file a duplicate copy of any plat described in section 4 of this chapter with the township assessor.

As added by P.L.76-1989, SEC.4.